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**FACSIMILE SUBMISSION UNDER 37 CFR 1.8**

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TO:	Mail Stop AF Attn: Examiner Rex R. Holmes	FROM:	Steven J. Shumaker
COMPANY:	U.S. Patent & Trademark Office	DATE:	JUNE 16, 2008
FAX NUMBER:	571-273-8300	TOTAL NO. OF PAGES INCLUDING COVER:	18
PHONE NUMBER:	571-272-8827	SENDER'S REFERENCE NUMBER:	1023-732US02
RE:	Response to Final Office Action dated April 16, 2008	YOUR REFERENCE NUMBER:	10/782,087

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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stephen T. Foley Confirmation No. 4761  
Serial No.: 10/782,087  
Filed: February 19, 2004 Customer No.: 28863  
Examiner: Rex R. Holmes  
Group Art Unit: 3762  
Docket No.: 1023-732US02  
Title: METHOD AND APPARATUS FOR INTENTIONAL IMPAIRMENT OF  
GASTRIC MOTILITY AND/OR EFFICIENCY BY TRIGGERED  
ELECTRICAL STIMULATION OF THE GASTROINTESTINAL TRACT  
WITH RESPECT TO THE INTRINSIC ELECTRICAL ACTIVITY

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CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on June 16, 2008.

By: Shirley A. Betlach  
Name: Shirley A. Betlach

Mail Stop AF  
Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached correspondence relating to this application:

- ☒ Transmittal sheet containing Certificate of Mailing  
☒ Amendment (16 pgs.)  
☒ No additional fee is required

Please apply any charges not covered, or any credits, to Deposit Account No. 50-1778.

Date: 6-16-08

By: [Signature]

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Name: Steven J. Shurnaker  
Reg. No.: 36,275

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RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 3762****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Stephen T. Foley	Confirmation No.	4761
Serial No.:	10/782,087		
Filed:	February 19, 2004	Customer No.:	71996
Examiner:	Rex R. Holmes		
Group Art Unit:	3762		
Docket No.:	1023-732US02		
Title:	METHOD AND APPARATUS FOR INTENTIONAL IMPAIRMENT OF GASTRIC MOTILITY AND/OR EFFICIENCY BY TRIGGERED ELECTRICAL STIMULATION OF THE GASTROINTESTINAL TRACT WITH RESPECT TO THE INTRINSIC ELECTRICAL ACTIVITY		

**AMENDMENT AFTER FINAL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action mailed April 16, 2008, the period of response for which runs through July 16, 2008, please amend the application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.